

# MAYOR AND COUNCIL – SPECIAL STUDY SESSION

## ADMINISTRATIVE ACTION REPORT AND SUMMARY

MARCH 30, 2003

FROM: CITY MANAGER



Mayor Robert E. Walkup called the Special Study Session to order at 1:00 P.M. in the Mayor and Council Chambers, City Hall Tower, Tucson, Arizona.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup  
Counc. Jose J. Ibarra, (Ward 1)  
Counc. Carol W. West, (Ward 2)  
Counc. Kathleen Dunbar, (Ward 3)  
Counc. Steve Leal, (Ward 5)  
Counc. Fred Ronstadt, (Ward 6)

ABSENT/EXCUSED: Vice Mayor Shirley C. Scott, (Ward 4)

STAFF: Mike Letcher, Deputy City Manager  
Liz Miller, Assist. City Manager  
Brad Detrick, Chief Deputy City Attorney  
Kathleen S. Detrick, City Clerk

### AGENDA ITEM/MAYOR AND COUNCIL ACTION

### STAFF ACTION

1. Discussion of the Sentinel Peak “A” (Ward 1) SS/MARCH30-03-89

Council Member Ronstadt MOVED, SECONDED by Council Member Dunbar to direct staff to grant a permit to a community group that agrees to:

1. Paint the “A” on “A” Mountain red, white and blue at their own expense.
2. Regularly maintain the red, white and blue painting at their own expense and will re-paint within 24-hours of notification from the Parks and Recreation Department should the “A” be vandalized.
3. Re-paint the “A” at their own expense when directed to do so by the Tucson Mayor and Council. This direction should be expected when the current conflict in the Middle East is resolved

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>1. Discussion of the Sentinel Peak “A” (Ward 1) SS/MARCH30-03-89 (Continued)</p> <p>4. Agrees to certain performance criteria listed below.</p> <p>In addition the park should be re-opened by 8:00 a.m. tomorrow morning, March 31,2003.</p> <p><b>Performance Criteria:</b></p> <ul style="list-style-type: none"><li>▪ The community group will agree to inform the Parks Director within 12 hours of any painting or maintenance work, who is organizing the work, how many people will be participating and the time the work will be completed. This will allow Parks and Recreation and the Tucson Police Department (TPD) to distinguish between authorized and non-authorized work.</li><li>▪ They understand that TPD will continue to enforce against any vandalism as is current practice and cannot assign additional personnel or resources to guard against future vandalism. Our officers are needed around the community.</li><li>▪ They agree to waive all liability claims against the City for any losses or injuries sustained in the performance of this work.</li><li>▪ Once the permit is issued, the City of Tucson will not accept any other permits to re-paint the “A” until given further direction by the Mayor and Council.</li><li>▪ Should the group fail to complete their work or perform any maintenance within 72 hours of notification by the Parks Director their permit is revoked. A press release will then be issued by the Parks and Recreation Department soliciting another community group to agree to the terms laid out in this motion. Should no community group be granted a permit with 72 hours of the press release, then current city policy should be enforced and the “A” should be re-painted white.</li></ul> <p>Council Member Leal offered a SUBSTITUTE motion, SECONDED by Council Member Ibarra to direct staff to leave the “A” the way it is and have the Mayor and Council set up on-going discussions or townhall forums to discuss the situation in the Middle East.</p> <p>SUBSTITUTE motion FAILED by a 3 to 3 vote (Mayor Walkup, Council Members Dunbar and Ronstadt dissenting and Vice Mayor Scott absent/excused).</p> <p>MAIN motion FAILED by a 3 to 3 vote (Council Members Ibarra, West, and Leal dissenting and Vice Mayor Scott absent/excused).</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>RECESS: 1:30 P.M. RECONVENE: 1:40 P.M. MAYOR &amp; COUNCIL: ALL PRESENT (Vice Mayor Scott absent/ excused) STAFF: ALL PRESENT</p>	
<p>1. Discussion of the Sentinel Peak “A” (Ward 1) SS/MARCH30-03-89 (Continued)</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Dunbar to direct staff to work with the JohnJay and Rich Radio Program and allow the private sector to return the “A” to white.</p> <p>Motion was WITHDRAWN.</p> <p>Deputy City Manager Mike Letcher clarified that lack of formal direction to city staff will result in staff returning the “A” to the traditional color of white and staff will not issue any permits to paint the “A” any color other than white.</p>	<p><u>DIR. OF PARKS &amp; REC. AND</u> <u>POLICE CHIEF</u> Are informed</p>
<p>ADJOURNMENT: 1:47 p.m. <i>VERBATIM TAPE RECORD AVAILABLE UPON REQUEST FROM THE CITY CLERK’S OFFICE.</i></p>	